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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,886	02/27/2004	Andreas Reinemann	34088/US

CONFIRMATION NO. 4573

## FORMALITIES LETTER



\*OC000000012721161\*

David E. Bruhn  
 DORSEY & WHITNEY LLP  
 Intellectual Property Department  
 50 South Sixth Street, Suite 1500  
 Minneapolis, MN 55402-1498

Date Mailed: 05/20/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/14/2004 HALI11 00000097 10788886

FILED UNDER 37 CFR 1.53(b)

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1202	36.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$36 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

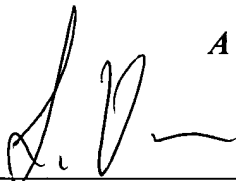
Total additional fee(s) required for this application is **\$936** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$36**

- **\$36** for 2 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450



*A copy of this notice **MUST** be returned with the reply.*

~~Customer Service Center~~

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Docket: 34088/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Andreas Reinmann	
Appln. No.:	10/788,886	
Filing Date:	February 27, 2004	Examiner: Unknown
Title:	Implant with Surface Structure	Group Art Unit: 3738

**FILING OF MISSING PARTS  
OF APPLICATION UNDER 37 CFR § 1.53(F)**

Mail Stop **MISSING PARTS**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

I hereby certify that this document is being sent via First Class U.S. mail addressed to: Mail Stop **Missing Parts**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 9 day of September, 2004.

Francis Erue  
(Signature)

Dear Sir:

In response to the Notice To File Missing Parts of Application-Filing Date Granted, date mailed May 20, 2004, pursuant to 37 CFR § 1.53(f), the following documents are enclosed:

1. Required copy of the Notice to File Missing Parts of Application
2. Signed Declaration;
3. Power of Attorney;
4. Submission under 37 C.F.R. 3.73(b);
5. Copy of Assignment
6. Petition for Extension of Time;
7. Fee Transmittal;
8. Checks for \$936.00 and \$420; and

9. a Return Receipt Postcard.

Date: September 9, 2004

Respectfully submitted,

DORSEY & WHITNEY LLP

Customer Number 25763

By: David E. Bruhn

David E. Bruhn, Reg. No. 36,762  
Intellectual Property Department  
Suite 1500  
50 South Sixth Street  
Minneapolis, MN 55402-1498  
(612) 340-6317

# **APPLICATION FEE TRANSMITTAL SHEET (FY 2004)**

**Complete if Known**

Application No.	10/788,886
Filing Date	February 27, 2004
First Named Inventor	Andreas Reinmann
Group Art Unit	3738
Examiner Name	Unknown
Atty. Docket Number	34088/US

## **METHOD OF PAYMENT (Check One)**

1. ☒ The Director is hereby authorized to charge indicated fees and credit any over payments to:  
Deposit Account No.: 04-1420  
Deposit Account Name: DORSEY & WHITNEY LLP
- ☒ Charge any additional fee required under 37 C.F.R. 1.16 and 1.17  
☐ Applicant claims small entity status (see 37 C.F.R. 1.27)
2. ☒ Check Enclosed

## **FEE CALCULATION**

### **1. BASIC FILING FEE**

Large Entity Fee	Small Entity Fee	Fee Description	
160	80	<input type="checkbox"/> Provisional Filing Fee	
770	385	<input checked="" type="checkbox"/> Utility Filing Fee	\$770.00
340	170	<input type="checkbox"/> Design Filing Fee	
770	385	<input type="checkbox"/> Reissue Filing Fee	
<b>Subtotal (1)</b>			<b>\$770.00</b>

### **2. EXTRA\* CLAIM FEES**

	Number Claims	Prior	Extra	Fee from Below*	Fee Paid
Total	22	- 20	= 2	x \$18.00	= \$36.00
Indep.	3	- 3	= 0	x \$86.00	= \$ 0.00
Multiple Dependent Claims			=	x	=
<b>Subtotal (2)</b>					<b>\$36.00</b>

### **\*Calculation of Extra Claim Fees**

Large Entity Fee	Small Entity Fee	Fee Description
18	9	Claims in excess of 20
86	43	Independent claims in excess of 3
290	145	Multiple dependent Claim
86	43	Reissue independent claims over original patent
18	9	Reissue claims in excess of 20 and over original patent

## **FEE CALCULATION (Continued)**

### **3. ADDITIONAL FEES**

Large Entity Fee	Small Entity Fee	Fee Description	Fee paid
50	25	Surcharge - late provisional filing fee or cover sheet	
130	65	Surcharge - Late nonprovisional filing fee or oath	\$130.00
180	180	Submission of IDS	
40	40	Recording each patent assignment per property (times number of properties)	
110	55	Extension for reply within first month	
420	210	Extension for reply within second month	\$210.00
950	475	Extension for reply within third month	
1,480	740	Extension for reply within fourth month	
2,010	1,005	Extension for reply within fifth month	
770	385	Submission After Final 1.129	
330	165	Notice of Appeal	
330	165	Filing a brief in support of an appeal	
290	145	Request for oral hearing	
110	55	Terminal Disclaimer Fee	
130	130	Petitions to the Commissioner	
50	50	Petitions related to provisional applications	
1,330	665	Utility/Reissue Issue Fee (including advance copies)	
480	240	Design Issue Fee (inc. advance copies)	
770	385	Request for Continued Examination (RCE)	
300	300	Publication fee for early, voluntary, or normal publication	
300	300	Publication fee for re-publication	
110	55	Petition to Revive - unavoidable	
1,330	665	Petition to Revive - unintentional	

OTHER FEE (specify)

**Subtotal (3)** **\$340.00**

**Total Amount of Payment:** **\$1146.00**

**Submitted by:**

CUSTOMER NUMBER  
**25763**

DORSEY & WHITNEY LLP

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Signature:

Reg. No.: 36,762

Date: September 9, 2004